

### **REMARKS/ARGUMENTS**

Prior to this Amendment, claims 1-5, 8, 10-14, 16-21, 23-26, 28, 34, and 35 were pending in the Application. Herein, claims 1, 10, 17-19, 34, and 35 are amended, claims 36-41 have been added, and claim 28 canceled. Entry of this Amendment and allowance of the pending claims is thus respectfully requested.

### **Claim Objections**

In the Office Action mailed 28 January 2004, the Examiner objected to claims 18, 24, and 34-35 based on various informalities and suggested amendments to overcome these deficiencies. Applicant has amended these claims in such a way that these informalities are no longer present, thereby obviating the need to amend them in the manner suggested by the Examiner. Applicant, therefore, believes this ground for objection has been overcome.

### **Claim Rejections – 35 U.S.C. §112**

In the Office Action mailed 28 January 2004, the Examiner rejected claims 17 and 34-35 under 35 U.S.C. §112, stating that the recited term “all steps” was ambiguous. In response, Applicants have amended claims 17 and 34-35 to state instead “all the steps”, as suggested by the Examiner. For this reason, Applicant believes the ground for rejection is overcome.

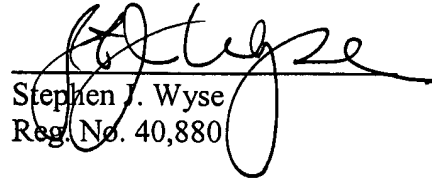
### **Claim Rejections – 35 U.S.C. §103**

In the Office Action mailed 28 January 2004, the Examiner rejected claims 1-5, 8, 10-14, 16-21, 23-26, 28, and 34-35 under 35 U.S.C. §103(a) as being unpatentable over *Scagnelli, et al.* In response, Applicants traverse the rejection, but have amended claims 1, 10, and 18 to more closely focus on the novel aspects of the present invention. These independent claims now specifically recite that the game parameters include instructions for causing the display of the wireless station to present to the user a plurality of graphic objects, to allow a player to select one of the objects by activating a button of the button array, and to cause the display to replace the selected object with a second graphic object that is different from said selected object; and transmitting data related to the selection to said betting service. Amendments to various of the dependent claims have been made for consistency.

These limitations are clearly not found in *Scagnelli, et al.*, distinguishing independent claims 1, 10, and 18 and the claims that depend directly or indirectly from them. In this light Applicant respectfully suggests the pending claims are now in condition for allowance. Reconsideration and allowance of the pending claims is respectfully requested.

Respectfully submitted,

Dated: 25 MAY 2005

  
Stephen J. Wyse  
Reg. No. 40,880

SCHEEF & STONE, L.L.P.  
5956 Sherry Lane, Suite 1400  
Dallas, Texas 75225  
Telephone: (214) 706-4200  
Fax: (214) 706-4242  
[stephen.wyse@scheefandstone.com](mailto:stephen.wyse@scheefandstone.com)